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BEFORE THE ARIZONA CORPORATION COMMISSION

2011 NOV 30 P 4: 29

GARY PIERCE,  
Chairman  
BOB STUMP,  
Commissioner  
SANDRA D. KENNEDY  
Commissioner  
PAUL NEWMAN,  
Commissioner  
BRENDA BURNS,  
Commissioner

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

NOV 30 2011

DOCKETED BY

IN THE MATTER OF THE APPLICATION )  
OF VAIL WATER COMPANY FOR )  
AUTHORITY TO ISSUE PROMISSORY )  
NOTE(S) AND OTHER EVIDENCE OF )  
INDEBTEDNESS PAYABLE AT PERIODS )  
OF MORE THAN TWELVE MONTHS )  
AFTER THE DATE OF ISSUANCE. )

DOCKET NO. W-01651B-99-0351

IN THE MATTER OF THE APPLICATION )  
OF VAIL WATER COMPANY FOR A RATE )  
INCREASE )

DOCKET NO. W-01651B-99-0406

DECISION NO. 62450

STATUS UPDATE

In its filing dated November 15, 2011, the Vail Water Company ("VWC") agreed to refund within thirty days all CAP Service Charges that it has collected since the beginning of this year as credits against its customers' November water bills. Given the noticing of an Commission Staff Meeting for December 1, 2011, which includes discussion of this docket, and given the language of the Decision which provides that refunds shall be done as "determined by the Commission," the Company believes it would be more prudent to wait until that meeting to seek the Commission's guidance on the refunding of these amounts. Given the timing of the Company's billing cycles, this will mean that the earliest date for the refunds would be the December billing cycle (although amounts could be credited to accounts as soon as directed by the Commission).

1 VWC notes that it has ceased including the CAP Service Charge on its customers' bills so  
2 the amount collected will not increase in the next billing.

3 VWC also respectfully requests that, if the date for providing "final plans" under  
4 Decision 62450 is extended, the Commission provide guidance to the Company as to when  
5 it may again include the CAP Service Charge on its customers' bills.

6 RESPECTFULLY SUBMITTED this 30th day of November, 2011.

7 LEWIS AND ROCA

8 

9 Michael F. McNulty  
10 Michael Hallam  
11 Lewis and Roca, LLP  
12 40 N. Central Avenue  
13 Phoenix, Arizona 85004  
14 Attorneys for the Vail Water Company

15 ORIGINAL and fifteen (15) copies  
16 of the foregoing filed this 30th day of  
17 November, 2011, with:

18 Arizona Corporation Commission  
19 Docket Control – Utilities Division  
20 1200 W. Washington Street  
21 Phoenix, Arizona 85007

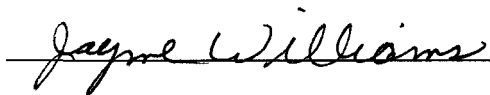
22 COPY of the foregoing hand-delivered  
23 this 30th day of November, 2011, to:

24 Lyn Farmer, Chief Administrative Law Judge  
25 Hearing Division  
26 Arizona Corporation Commission  
1200 W. Washington Street  
Phoenix, Arizona 85007

Jane Rodda, Administrative Law Judge  
Hearing Division  
Arizona Corporation Commission  
400 W. Congress St.  
Tucson, Arizona 85701

1 Janice Alward, Chief Counsel  
2 Charles Hains  
3 Legal Division  
4 Arizona Corporation Commission  
5 1200 W. Washington Street  
6 Phoenix, Arizona 85007

6 Steve Olea, Director  
7 Utilities Division  
8 Arizona Corporation Commission  
9 1200 W. Washington Street  
10 Phoenix, Arizona 85007

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